

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q63352

KIYOSHI MATSUTANI

Appln. No.: 09/839,495

Group Art Unit: 3693

Confirmation No.: 2595

Examiner: Jocelyn Greimel

Filed: April 23, 2001

For: INFORMATION TERMINAL APPARATUS

REQUEST FOR ISSUANCE OF A NEW OFFICE ACTION AND
PETITION TO RESET THE TIME PERIOD FOR REPLY DUE TO INCOMPLETE
OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to MPEP § 710.06, Applicant respectfully requests that the time period for reply to the Action dated July 16, 2007 to be reset and requests issuance of a new Office Action based on the following.

MPEP § 710.06 states that if an Office Action contains an error that affects Applicants' ability to reply to the Action and this error is called to the attention of the Office within 1 month of the mail date of the Action, the Office will restart the previously set period to run from the date the error is corrected, if requested to do so by Applicant.

Pursuant thereto, Applicant notes that in the Office Action dated July 16, 2007, claims 1-4 are rejected under 35 U.S.C. § 103(a) over Microsoft Money for Windows, version 3.5, hereinafter Microsoft. Additionally, in the Action, the Examiner specifically refers to pages 181-184, 291-296, 357-358, 366-367, etc. of Microsoft. However, the English language version of

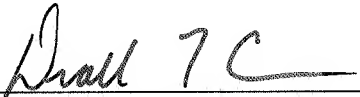
Microsoft relied upon by the Examiner was not provided with the Action and is not available in PAIR.

Thus, Applicant respectfully submits that the Office Action contains an error that effects Applicant's ability to reply to the Action.

A telephone call was made to the Examiner to request the English version of the Microsoft reference relied on by the Examiner, prior to one (1) month of the mailing date of the Office Action dated July 16, 2007. Thus, the PTO was made aware of this issue within one (1) month of the mailing date of the Action dated July 16, 2007.

Accordingly, Applicant respectfully requests issuance of a new Office Action with a new time period for reply including a copy of an English language version of the Microsoft reference relied on by the Examiner.

Respectfully submitted,


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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: September 6, 2007